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FROM: DA WASHINGTON DC//DAPE-HRPD-IRPD//

TO: ALARACT

SUBJECT: ALARACT 118/2005 SEXUAL ASSAULT PREVENTION AND RESPONSE PROGRAM (UNCLASSIFIED)

A. CHAPTER 8, AR 600-20 (ARMY COMMAND POLICY) DRAFT.

B. DEPARTMENT OF DEFENSE DIRECTIVE-TYPE MEMORANDUM (DTM), (JTF-SAPR-009), CONFIDENTIALITY POLICY FOR VICTIMS OF SEXUAL ASSAULT, MARCH 16, 2005.

C. DEPARTMENT OF DEFENSE DIRECTIVE-TYPE MEMORANDUM (DTM), (JTF-SAPR-014), SEXUAL ASSAULT EVIDENCE COLLECTION AND PRESERVATION UNDER RESTRICTED REPORTING.

D. DEPARTMENT OF DEFENSE DIRECTIVE-TYPE MEMORANDUM (DTM), (JTF-SAPR-008), RESPONSE CAPABILITY FOR SEXUAL ASSAULT, DECEMBER 17, 2004.

1. THE PURPOSE OF THIS MESSAGE IS TO IDENTIFY REQUIREMENTS FOR IMMEDIATE IMPLEMENTATION REGARDING THE SEXUAL ASSAULT PREVENTION AND RESPONSE (SAPR) PROGRAM. THERE ARE ASPECTS OF THE PROGRAM THAT MUST BE IMPLEMENTED BEFORE AR 600-20 IS PUBLISHED IN ORDER TO COMPLY WITH DOD DIRECTIVE-TYPE MEMORANDUMS (DTM) WHICH ESTABLISH CONFIDENTIAL REPORTING OPTIONS FOR VICTIMS OF SEXUAL ASSAULTS (REF B), AND GUIDELINES FOR EVIDENCE COLLECTION AND PRESERVATION UNDER RESTRICTED REPORTING (REF C). THE ARMY'S SEXUAL ASSAULT PREVENTION AND RESPONSE (SAPR) PROGRAM REQUIREMENTS ARE CONTAINED IN CHAPTER 8, AR 600-20 (ARMY COMMAND POLICY) WHICH WILL BE PUBLISHED IN JULY 2005. A COPY OF THE FINAL DRAFT OF CHAPTER 8 IS POSTED ON THE ARMY SAPR PROGRAM WEBSITE - WWW.SEXUALASSAULT.ARMY.MIL.

2. THE DOD POLICY AFFORDING SERVICE MEMBERS WHO ARE VICTIMS OF SEXUAL ASSAULT THE OPTION OF RESTRICTIVE REPORTING GOES INTO EFFECT ON 14 JUNE 2005. RESTRICTED REPORTING ALLOWS A SERVICE MEMBER VICTIM OF SEXUAL ASSAULT TO CONFIDENTIALLY DISCLOSE THE DETAILS OF HIS/HER ASSAULT TO SPECIFIED INDIVIDUALS ONLY (I.E., A SEXUAL ASSAULT RESPONSE COORDINATOR (SARC), A HEALTHCARE PROVIDER, A VICTIM ADVOCATE, OR A CHAPLAIN) AND RECEIVE MEDICAL TREATMENT AND COUNSELING, WITHOUT TRIGGERING AN OFFICIAL INVESTIGATION. ADDITIONALLY, IF THE VICTIM AUTHORIZES THE COLLECTION OF FORENSIC EVIDENCE, THE INSTALLATION PROVOST MARSHAL WILL STORE THE EVIDENCE FOR POSSIBLE USE IN A CRIMINAL INVESTIGATION. THE DETAILS OF RESTRICTED REPORTING, EVIDENCE COLLECTION, AND EXCEPTIONS TO THIS POLICY ARE POSTED TO THE ARMY SAPR PROGRAM WEBSITE AND FOUND IN

DTM JTF-SAPR-009, DTM JTF-SAPR-014, AND AR 600-20 (APPENDIX I).

3. INSTALLATION COMMANDERS, SENIOR MISSION COMMANDERS, NATIONAL GUARD BUREAU AND OFFICE, CHIEF ARMY RESERVE WILL ENSURE THEIR RESPONSIBLE SEXUAL ASSAULT RESPONDERS (MILITARY AND CIVILIAN), SARCS, MEDICAL TREATMENT FACILITIES, INSTALLATION PROVOST MARSHALS AND CHAPLAINS ARE AWARE OF AND FOLLOW PROCEDURES FOR IMPLEMENTING RESTRICTED REPORTING AND EVIDENCE COLLECTION AND PRESERVATION. THE SARC IS THE CENTER OF GRAVITY FOR THESE PROCEDURES AND IS ESSENTIAL TO PROPER IMPLEMENTATION OF THE PROGRAM TO INCLUDE TRAINING UNIT VICTIM ADVOCATES, INSTALLATION VICTIM ADVOCATES, AND DEPLOYABLE SARCS. INSTALLATION COMMANDERS WHO HAVE NOT MET WITH THEIR SARC SHOULD CONTACT THEIR LOCAL FAMILY ADVOCACY PROGRAM MANAGER TO ARRANGE A MEETING AS SOON AS POSSIBLE. THE NATIONAL GUARD BUREAU AND OFFICE, CHIEF ARMY RESERVE WILL IMMEDIATELY DEVELOP IMPLEMENTING INSTRUCTIONS AND PROCEDURES FOR RESTRICTIVE REPORTING.

4. NO LATER THAN 1 AUGUST 2005, INSTALLATION COMMANDERS AND SENIOR MISSION COMMANDERS WILL ESTABLISH A SEXUAL ASSAULT REVIEW BOARD (SARB) AND ARE RESPONSIBLE FOR CONVENING THIS MULTI-DISCIPLINARY BOARD ON A MONTHLY BASIS. THE NATIONAL GUARD BUREAU AND OFFICE, CHIEF ARMY RESERVE WILL PROVIDE IMPLEMENTING INSTRUCTIONS AND PROCEDURES FOR CONVENING SARBS IN THE ARMY GUARD AND ARMY RESERVE AS THEIR PROGRAMS ARE DEVELOPED. IN A DEPLOYED ENVIRONMENT, THE SARB WILL BE CONVENED AT BRIGADE/UNIT OF ACTION LEVEL OR HIGHER, AS APPROPRIATE, AND FOLLOW THE SAME FORMAT AS THE INSTALLATION SARB. DETAILS FOR CONDUCTING A SARB ARE OUTLINED BELOW, (REF D), AND IN AR 600-20 (APPENDIX G). THIS GUIDANCE SUPERCEDES SEXUAL ASSAULT REVIEW BOARD PROCEDURES PREVIOUSLY OUTLINED IN MEDCOM REGULATION 40-36 (MEDICAL FACILITY MANAGEMENT OF SEXUAL ASSAULT). THE SARB IS NOT JUST A MEDICAL BOARD. SEXUAL ASSAULT PREVENTION AND RESPONSE IS A COMMAND AND LEADERSHIP RESPONSIBILITY.

A. THE SARB MISSION INCLUDES PROVIDING EXECUTIVE OVERSIGHT, PROCEDURAL GUIDANCE AND FEEDBACK CONCERNING THE SEXUAL ASSAULT PREVENTION AND RESPONSE PROGRAM. THIS BOARD REVIEWS THE PREVENTION PROGRAM AND THE RESPONSE TO ANY SEXUAL ASSAULT INCIDENTS OCCURRING AT THE INSTALLATION OR WITHIN THE DEPLOYED AREAS OF OPERATION. THIS INCLUDES REVIEWING CASES AND PROCEDURES TO IMPROVE PROCESSES, SYSTEM ACCOUNTABILITY AND VICTIM ACCESS TO QUALITY SERVICES.

B. COMMANDERS LISTED ABOVE OR THEIR DESIGNATED REPRESENTATIVES WILL CHAIR THE SARB. OTHER BOARD MEMBERS MAY BE APPOINTED

DEPENDING ON THE NATURE OF THEIR RESPONSIBILITIES AS THEY PERTAIN TO SEXUAL ASSAULT PREVENTION AND RESPONSE. THESE COMMANDERS ARE RESPONSIBLE FOR MAINTAINING A WRITTEN SUMMARY OF THE DISCUSSIONS AND DECISIONS OF EACH MEETING.

C. THE COMPOSITION OF THE SARB INCLUDES SENIOR COMMANDERS (OR DESIGNATED REPRESENTATIVE) AND KEY RESPONDERS WHO ARE RESPONSIBLE FOR ADDRESSING ALLEGATIONS AND RESPONDING TO VICTIMS OF SEXUAL ASSAULT. AT A MINIMUM, THE SARB SHALL CONSIST OF THE FOLLOWING MILITARY OR CIVILIAN PROFESSIONALS:

(1) THE INSTALLATION COMMANDER, RC COMMANDERS OR DEPLOYED SENIOR MISSION COMMANDERS OR THEIR DESIGNATED REPRESENTATIVES.

(2) SEXUAL ASSAULT RESPONSE COORDINATOR (SARC) IS A REQUIRED MEMBER OF THIS BOARD. COMMANDERS ARE REMINDED THAT THE SARC IS EXPECTED TO BE THE CENTER OF GRAVITY FOR THE SEXUAL ASSAULT RESPONSE CAPABILITY FOR A GIVEN COMMAND. THE SARC REPORTS DIRECTLY TO INSTALLATION COMMANDERS, RC COMMANDER, OR, WHEN DEPLOYED, TO THE SENIOR MISSION COMMANDER WHEN AN ASSAULT OCCURS.

(3) VICTIM ADVOCATE (AS APPROPRIATE WHEN THEIR CASE IS BEING DISCUSSED AND WHEN DEEMED NECESSARY BY THE SARB CHAIR).

(4) ARMY CRIMINAL INVESTIGATION COMMAND (OR OTHER SERVICE MILITARY CRIMINAL INVESTIGATIVE ORGANIZATION, IF REQUIRED).

(5) STAFF JUDGE ADVOCATE (SJA) OR REPRESENTATIVE.

(6) PROVOST MARSHAL OR REPRESENTATIVE, LAW ENFORCEMENT (MILITARY OR CIVILIAN POLICE SERVICES).

(7) CHAPLAIN OR REPRESENTATIVE.

(8) SEXUAL ASSAULT CLINICAL PROVIDER OR SEXUAL ASSAULT CARE COORDINATOR.

(9) VICTIM S AND OFFENDER S COMMANDER (AS APPROPRIATE WHEN THEIR CASE IS BEING DISCUSSED).

(10) OTHER MEMBERS MAY BE APPOINTED BY NATURE OF THEIR RESPONSIBILITIES AS THEY PERTAIN TO SEXUAL ASSAULT (E.G., VICTIM WITNESS LIAISONS, ALCOHOL AND SUBSTANCE ABUSE PROGRAM (ASAP) REPRESENTATIVE).

5. RESPONSIBILITIES FOR COMMANDERS AND BOARD MEMBERS INCLUDE:

A. INSTALLATION COMMANDERS OR DEPLOYED SENIOR MISSION COMMANDERS WILL:

(1) CONVENE SARB MEETINGS AT LEAST MONTHLY TO REVIEW SEXUAL ASSAULT CASES.

(2) PROVIDE SARB FINDINGS THROUGH THE APPROPRIATE COMMAND CHANNELS NOTING DEFICIENCIES IN THE INSTALLATION PROCESSES AND PROCEDURES FOR PREVENTING OR RESPONDING TO SEXUAL ASSAULT.

(3) IMPLEMENT PROCESS IMPROVEMENTS TO ENSURE SYSTEM ACCOUNTABILITY AND AN EFFECTIVE VICTIM SERVICES PROGRAM.

(4) ENSURE THAT THE INSTALLATION OR DEPLOYED SENIOR MISSION COMMANDER S MULTI-DISCIPLINARY SEXUAL ASSAULT PREVENTION AND RESPONSE SERVICE PROVIDERS ARE RECEIVING APPROPRIATE TRAINING AND HAVE THE NECESSARY RESOURCES TO DO THE JOB.

(5) FACILITATE MONTHLY VICTIM UPDATES.

(6) MAINTAIN THE INTEGRITY OF CONFIDENTIAL CASES (I.E., DO NOT DISCUSS ANY IDENTIFYING INFORMATION RATHER USE CASE NUMBERS OR OTHER NON-ATTRIBUTIONAL DATA).

B. THE SARB MEMBERS WILL:

(1) PERFORM REQUIRED FUNCTIONAL TASKS AS DESIGNATED BY THE APPROPRIATE REGULATIONS AND AS DIRECTED BY THE INSTALLATION COMMANDER OR DEPLOYED SENIOR MISSION COMMANDER.

(2) CONDUCT ONGOING REVIEWS OF CURRENT PROCEDURES FOR EACH ALLEGED SEXUAL ASSAULT CASE FOR COMPLIANCE WITH REGULATIONS, LOCAL POLICIES AND IN KEEPING WITH THE ACCEPTED HIGH STANDARDS OF VICTIM CARE.

(3) MEET AT LEAST MONTHLY TO REVIEW THE HANDLING AND DISPOSITION OF ALL ALLEGED SEXUAL ASSAULT CASES. PROVIDE RECOMMENDATIONS TO THE SARB ON WAYS TO IMPROVE THE PROCESSING OF SEXUAL ASSAULT CASES.

(4) PARTICIPATE IN TRAINING AS REQUIRED. DETERMINE SEXUAL ASSAULT PREVENTION AND RESPONSE TRAINING NEEDS OF YOUR AGENCY BY MONITORING EACH ALLEGED SEXUAL ASSAULT INCIDENT. IDENTIFY TRAINING REQUIREMENTS TO THE SARB.

(5) CONDUCT ONGOING REVIEWS OF MEMORANDA OF AGREEMENT WITH

OTHER SERVICES AND CIVILIAN AGENCIES REGARDING SEXUAL ASSAULT PREVENTION AND RESPONSE SUPPORT. PROVIDE UPDATES TO THE SARB AND RECOMMENDATIONS FOR IMPROVEMENTS AS NECESSARY.

6. POINTS OF CONTACT.

A. POINT OF CONTACT (POC) FOR SARC INFORMATION AT THE COMMUNITY FAMILY SUPPORT CENTER (CFSC) IS LTC MARY DOOLEY-BERNARD, (703) 681-7393; MARY.DOOLEY-BERNARD@CFSC.ARMY.MIL. ALTERNATE POC IS MS. JOYCE WILLIAMS-CAMBRIDGE, (703) 681-0523; JOYCE.WILLIAMS-CAMBRIDGE@CFSC.ARMY.MIL.

B. THE HQDA G-1 POC FOR THE ARMY SEXUAL ASSAULT PREVENTION AND RESPONSE PROGRAM IS MAJ CARLA REED (703) 696-5453; CARLA.REED@US.ARMY.MIL.

7. EXPIRATION DATE CANNOT BE DETERMINED.

Classification: UNCLASSIFIED

Caveats: NONE